

**REMARKS**

Claims 1-10 have been examined, with all claims objected to because of informalities and also rejected based on prior art.

***Priority***

The Examiner requests Applicant to file a claim for priority. Since this application is a national stage filing of a PCT application, such a claim in this application is not required. As evidence, Applicant submits herewith a copy of PCT form IB304, which is the Notice of Recordation of Priority Document, proving that priority was claimed in the PCT application.

***Claim Objections***

Claims 1-10 have been objected to because the word "it" in "characterized in that it comprises ..." is not clear. Also, the Examiner does not seem to approve of the external references in parenthesis. Applicant's amendments to the claims are believed to overcome these objections.

***Claim Rejections - 35 USC § 101***

Claims 1-7 have been rejected under 35 USC § 101 as being directed to nonstatutory subject matter. More specifically, it is the Examiner's position that claims 1-7 have no connection to the technological arts because they "could be performed manually by a person physically composing, compiling a list and releasing the information to recipients." Further in view of *State Street Bank*, such a rejection cannot be maintained where the process is novel and provides a useful, concrete and tangible result. As noted in *Musco Corp. v. Qualite, Inc.*, 41 U.S.P.Q.2d 1954, 1961 (Fed. Cir. 1997) the "existence of mental steps in the claims or specifications of a patent do not, in and of themselves, invalidate the patent. But where, as here, the claimed subject matter ... is composed solely of mental steps, at the very least, some aspect of these mental steps must be non-obvious, and the specification must describe this same aspect so as to enable the skilled artisan to practice the invention." Thus, at most, "mental steps" is a basis for a rejection under section 102, 103 or 112, not section 101.





In view of the above amendment, Applicant believes the pending application is in condition for allowance.

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Respectfully submitted,

By *Laura C. Brutman*

Laura C. Brutman

Registration No.: 38,395

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant